

REQUIRES MONITORING
OR STAFF ACTION _____

COMMISSION DIRECTIVE

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|------------------------|-------------------------------------|------------|---------------------------|
| ADMINISTRATIVE MATTERS | <input type="checkbox"/> | DATE | <u>September 20, 2005</u> |
| MOTOR CARRIER MATTERS | <input type="checkbox"/> | DOCKET NO. | <u>2005-210-E</u> |
| UTILITIES MATTERS | <input checked="" type="checkbox"/> | | _____ |

SUBJECT:

Docket No. 2005-210-E – Duke Energy Corporation- Application for Authorization to Enter into a Business Combination Transaction with Cinergy Corporation – Discuss with the Commission Opposition to Petition to Intervene of the Electric Cooperatives of South Carolina Incorporated, Central Electric Power Cooperative Incorporated and Saluda River Electric Cooperative, Incorporated in this Docket.

COMMISSION ACTION:

Mr. Chairman, because of the complex nature of the proposed intervention of the Electric Cooperatives in the Duke-Cinergy business combination docket, I move that we set oral arguments for 1:30 on Wednesday, September 28 in the matter, so that the parties can further explain their reasoning as to why the Electric Cooperatives should or should not be allowed to intervene in this case. Mr. Chairman, I so move.

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|-----------|-----------------|-----------------|----------------|
| PRESIDING | <u>Mitchell</u> | Session: | Regular |
| | | Time of Session | <u>2:30 PM</u> |
| | MOTION | YES | NO |
| | | | OTHER |

| | | | | |
|----------|-------------------------------------|-------------------------------------|--------------------------|-------------------------------|
| CLYBURN | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | APPROVED _____ |
| FLEMING | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | APPROVED STC 30 DAYS _____ |
| HAMILTON | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | ACCEPTED FOR FILING _____ |
| HOWARD | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | DENIED _____ |
| MITCHELL | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | AMENDED _____ |
| MOSELEY | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | TRANSFERRED _____ |
| WRIGHT | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | SUSPENDED _____ |
| | | | | CANCELED _____ |
| | | | | SET FOR HEARING _____ |
| | | | | ADVISED _____ |
| | | | | CARRIED OVER _____ |
| | | | | RECORDED BY <u>SCHMIEDING</u> |